

**Allen, Dyer, Doppelt,
Milbrath & Gilchrist, P.A.**

----- INTELLECTUAL PROPERTY ATTORNEYS -----

255 South Orange Avenue • Suite 1401 • Orlando, FL 32801

Mail to: P. O. Box 3791 • Orlando, FL 32802-3791

tel: 407-841-2330 • fax: 407-841-2343

cregan@addmg.com

FACSIMILE COVER SHEET

TO: EXAMINER H. VY (U.S. PATENT AND TRADEMARK OFFICE)

CLIENT NUMBER: 51369

TELEPHONE: 571-272-1954 FAX: 571-273-1954

FROM: CHRISTOPHER F. REGAN, REG. NO. 34,906

DATE: May 5, 2005

NUMBER OF PAGES (INCLUDING COVER SHEET): 4

COMMENTS/INSTRUCTIONS:

Re: U.S. Patent Application Serial No. 10/828,690

Per your request, attached is the Terminal Disclaimer.

NOTE: The information in this facsimile transmission is intended only for the personal and confidential use of the designated recipient(s) named above. This message may be an attorney-client communication and as such is privileged.

If the reader of this message is not the intended recipient named above, you are notified that you have received this document in error, and any review, dissemination, distribution or copying of this message is strictly prohibited.

If you have received this document in error, please notify this office immediately via telephone, and return the original message to the above address by mail. Thank you.

IF YOU DO NOT RECEIVE ALL OF THE PAGES OR ENCOUNTER DIFFICULTIES IN TRANSMISSION, PLEASE CONTACT THE RECEPTIONIST IMMEDIATELY AT (407) 841-2330.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of:)
DURHAM ET AL.) Examiner H. VY
Serial No. 10/828,690)
Confirmation No. 4480) Art Unit: 2812
Filing Date: APRIL 21, 2004)
For: REFLECTOR ANTENNA SYSTEM)
INCLUDING A PHASED ARRAY)
ANTENNA OPERABLE IN MULTIPLE)
MODES AND RELATED METHODS)
Attorney Docket No.)
GCSD-1298 (51369))
Fax No. 571-273-1954)
)

TERMINAL DISCLAIMER TO OVOID A DOUBLE
PATENTING REJECTION OVER COPENDING PATENT APPLICATIONS

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Assignee, Harris Corporation, having a mailing address of 1025 W. NASA Blvd., Melbourne, Florida 32919, verifies through its duly authorized representative that it is the owner of all right, title and interest in United States Patent Application Serial No. 10/828,690 (hereinafter "the '690 Patent Application") and has remained owner of all right, title and interest from the time of filing the original Assignment to the present. The Assignment was recorded on April 21, 2004, at Reel 15249, Frame 639. *05/05/2005 ARISE1 00000004 080870 10828690
Off C:7014 130.00 DA*

Assignee hereby disclaims, except as provided below, the terminal part of any patent granted on the '690 Patent Application which would extend beyond the expiration date of the

In re Patent Application of
DURHAM ET AL.
Serial No. 10/828,690
Filed: 4/21/04

full statutory term defined in 35 U.S.C. § 154 to § 156 and § 173 of any patents granted on co-pending applications 10/828,585 and 10/829,905. Petitioner hereby agrees that any patent so granted on the '690 Patent Application shall be enforceable only for and during such period that it and the '585 Patent Application or '905 Patent Application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the Grantee, its successors or assigns.

In making the above disclaimer, Petitioner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §154 to §156 and §173 of the prior patent, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

MAY. 5. 2005 4:58PM

NO. 302 P. 4

In re Patent Application of
DURHAM ET AL.
Serial No. 10/828,690
Filed: 4/21/04

For submission on behalf of Assignee, the undersigned
is the attorney of record.

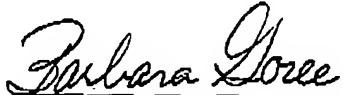
Authorization is given to charge the Terminal
Disclaimer fee of \$130.00 to Deposit Account No. 08-0870. If any
additional extension and/or fee is required, or if any additional
fee for claims is required, charge Account No. 08-0870.

Respectfully submitted,


CHRISTOPHER F. REGAN
Reg. No. 34,906
Allen, Dyer, Doppelt, Milbrath
& Gilchrist, P.A.
255 S. Orange Ave., Suite 1401
P. O. Box 3791
Orlando, Florida 32802
(407) 841-2330
Attorney of Record for Applicant

CERTIFICATE OF FACSIMILE TRANSMISSION

I HEREBY CERTIFY that the foregoing correspondence has been
forwarded via facsimile number 571-273-1954 to the Commissioner
of Patents this 5th day of May, 2005.


Barbara L. Goree